

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

<b>UNITED STATES OF AMERICA,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	<b>8:09CR401</b>
<b>vs.</b>	)	
	)	<b>ORDER</b>
<b>DANIEL ZENDEJAS,</b>	)	
	)	
<b>Defendant.</b>	)	

This matter is before the court on the defendant's Motion to Continue Pretrial Motions Deadline [21]. Upon review of the file, the court finds that an approximate 14-day extension should be granted.

**IT IS ORDERED** that the Motion to Continue Pretrial Motions Deadline [21] is granted, in part, as follows:

1. The deadline for filing pretrial motions is extended to **December 9, 2009**.
2. In accordance with [18 U.S.C. § 3161\(h\)\(8\)\(A\)](#), the court finds that the ends of justice will be served by granting this motion and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **November 25, 2009 and December 9, 2009**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act for the reason that counsel require additional time to adequately prepare the case, taking into consideration due diligence of counsel and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

**DATED this 25<sup>th</sup> day of November, 2009.**

**BY THE COURT:**

**s/ F.A. Gossett  
United States Magistrate Judge**